



# Journal of the Senate

State of Indiana

114th General Assembly

First Regular Session

Forty-eighth Meeting Day

Monday Afternoon

April 18, 2005

The Senate convened at 1:32 p.m., with the President of the Senate, Rebecca S. Skillman, in the Chair.

Prayer was offered by Kelly McKinley, Youth Pastor, Forest Hills Wesleyan Church, Evansville, the guest of Senator Connie L. Sipes.

The Pledge of Allegiance to the Flag was led by Senator Sipes.

The Chair ordered the roll of the Senate to be called. Those present were:

Alting	Long
Antich-Carr	Lubbers
Bowser	Lutz
Bray	Meeks
Breaux	Merritt
Broden	Miller
Clark	Mishler <input type="checkbox"/>
Craycraft	Mrvan
Dillon	Nugent
Drozda	Paul
Ford	Riegsecker
Gard	Rogers
Garton	Server
Harrison	Simpson
Heinold	Sipes
Hershman	Skinner
Howard	Smith
Hume	Steele
Jackman	Waltz
Kenley	Waterman
Kruse <input type="checkbox"/>	Weatherwax
Lanane	Wyss
Landske	Young, M.
Lawson	Young, R.
Lewis	Zakas

Roll Call 448: present 48; excused 2. [Note: A ☐ indicates those who were excused.] The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

## MOTIONS TO DISSENT FROM HOUSE AMENDMENTS

### SENATE MOTION

Madam President: I move that the Senate do not concur with the House Amendments to Engrossed Senate Bill 480 and that a conference committee be appointed to confer with a like committee

of the House.

LANDSKE

Motion prevailed.

### SENATE MOTION

Madam President: I move that the Senate do not concur with the House Amendments to Engrossed Senate Bill 529 and that a conference committee be appointed to confer with a like committee of the House.

LAWSON

Motion prevailed.

### SENATE MOTION

Madam President: I move that the Senate do not concur with the House Amendments to Engrossed Senate Bill 327 and that a conference committee be appointed to confer with a like committee of the House.

HUME

Motion prevailed.

### SENATE MOTION

Madam President: I move that the Motion to Concur on Engrossed Senate Bill 340, filed April 13, 2005, be withdrawn from further consideration by the Senate.

LAWSON

Motion prevailed.

### SENATE MOTION

Madam President: I move that the Motion to Concur on Engrossed Senate Bill 509, filed April 11, 2005, be withdrawn from further consideration by the Senate.

CLARK

Motion prevailed.

### SENATE MOTION

Madam President: I move that the Motion to Concur on Engrossed Senate Bill 536, filed April 13, 2005, be withdrawn from further consideration by the Senate.

CLARK

Motion prevailed.

## PRESIDENT PRO TEMPORE'S REPORT OF ASSIGNMENT OF CONFEREES

Pursuant to Rule 81(b), of the Standing Rules and Orders of the

Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1501:

Advisors: Clark and Bowser

GARTON  
Date: 4/18/05  
Time: 1:27 p.m.

### **REPORT OF THE PRESIDENT PRO TEMPORE**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed Senate Bill 574:

Conferees: Server, Chair and Lutz

Advisors: Kenley and Hume

GARTON  
Date: 4/14/05  
Time: 3:10 p.m.

### **REPORT OF THE PRESIDENT PRO TEMPORE**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed Senate Bill 222:

Conferees: Miller, Chair and Simpson

Advisors: Paul and Breaux

GARTON  
Date: 4/14/05  
Time: 2:52 p.m.

### **MESSAGE FROM THE HOUSE**

Madam President: I am directed by the House to inform the Senate that the House has passed Senate Concurrent Resolution 52 and the same is herewith returned to the Senate.

M. CAROLINE SPOTTS  
Principal Clerk of the House

### **MESSAGE FROM THE HOUSE**

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolutions 51 and 52 and the same are herewith transmitted for further action.

M. CAROLINE SPOTTS  
Principal Clerk of the House

### **MESSAGE FROM THE HOUSE**

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 54:

Advisor:  
Kuzman

M. CAROLINE SPOTTS  
Principal Clerk of the House

### **MESSAGE FROM THE HOUSE**

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1525:

Conferees:  
Alderman, Chair  
Crooks  
Advisors:  
McClain and Reske

M. CAROLINE SPOTTS  
Principal Clerk of the House

### **MESSAGE FROM THE HOUSE**

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 8:

Conferees:  
Duncan and Van Haaften  
Advisors:  
Thomas and Summers

M. CAROLINE SPOTTS  
Principal Clerk of the House

### **MESSAGE FROM THE HOUSE**

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 67:

Conferees:  
Ruppel and Bischoff  
Advisors:  
Bright and Pelath

M. CAROLINE SPOTTS  
Principal Clerk of the House

### **MESSAGE FROM THE HOUSE**

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 233:

Conferees:  
Ulmer and Lawson  
Advisors:  
Foley and Tincher

M. CAROLINE SPOTTS  
Principal Clerk of the House

### **MESSAGE FROM THE HOUSE**

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like

committee of the Senate on Engrossed Senate Bill 282:

Conferees:

Borror and Kuzman

Advisors:

Ayres, Whetstone, and GiaQuinta

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 322:

Conferees:

Foley and Bardon

Advisors:

Thomas and Lawson

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 329:

Conferees:

Buell and Pflum

Advisors:

Saunders and Welch

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 341:

Conferees:

Richardson and Mahern

Advisor:

Thomas

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 363:

Conferees:

Foley and Kuzman

Advisors:

Richardson and Bischoff

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 378:

Conferees:

Woodruff and Stilwell

Advisors:

Friend and Crooks

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 379:

Conferees:

Cherry and Pelath

Advisors:

Lutz and Crooks

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 397:

Conferees:

Foley and Oxley

Advisors:

Hoffman and Porter

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 414:

Conferees:

T. Harris and Cheney

Advisors:

Yount and Kromkowski

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 419:

Conferees:

Koch and Reske

Advisors:

Richardson and Mahern

M. CAROLINE SPOTTS  
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 433:

Conferees:

Behning and Klinker

Advisors:

Noe and Cheney

M. CAROLINE SPOTTS  
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 446:

Conferees:

Wolkins and Dobis

Advisor:

Heim

M. CAROLINE SPOTTS  
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 452:

Conferees:

Borror and Avery

Advisors:

Espich, Bright, and Aguilera

M. CAROLINE SPOTTS  
Principal Clerk of the House

2:03 p.m.

The Chair declared a recess until the fall of the gavel.

Recess

The Senate reconvened at 4:03 p.m., with the President of the Senate in the Chair.

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 459:

Conferees:

Leonard and Orentlicher

Advisors:

Buell and Pelath

M. CAROLINE SPOTTS  
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 493:

Conferees:

Ruppel and Pierce

Advisors:

Bright and Oxley

M. CAROLINE SPOTTS  
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 564:

Conferees:

Burton and Bottorff

Advisors:

Foley and Mahern

M. CAROLINE SPOTTS  
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 571:

Conferees:

Koch and Crooks

Advisors:

Heim and Avery

M. CAROLINE SPOTTS  
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 578:

Conferees:

Buell and E. Harris

Advisors:

Cherry and Day

M. CAROLINE SPOTTS  
Principal Clerk of the House

## MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 591:

Conferees:

T. Brown and Fry

Advisors:

Lehe and Mays

M. CAROLINE SPOTTS  
Principal Clerk of the House

## MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 607:

Conferees:

Alderman and Aguilera

Advisor:

Frizzell

M. CAROLINE SPOTTS  
Principal Clerk of the House

## MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 609:

Conferees:

Espich and Crawford

Advisors:

Buell and Kersey

M. CAROLINE SPOTTS  
Principal Clerk of the House

## MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Joint Resolution 10:

Conferees:

Richardson and Mahern

Advisor:

Thomas

M. CAROLINE SPOTTS  
Principal Clerk of the House

## MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 66:

Conferees:

T. Brown and Welch

Advisors:

Becker and C. Brown

M. CAROLINE SPOTTS  
Principal Clerk of the House

## MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 224:

Conferees:

Woodruff and C. Brown

Advisors:

Becker and Orentlicher

M. CAROLINE SPOTTS  
Principal Clerk of the House

## MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 360:

Conferees:

Becker and C. Brown

Advisors:

T. Brown and Welch

M. CAROLINE SPOTTS  
Principal Clerk of the House

## MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 381:

Conferees:

Murphy and Mahern

Advisors:

Cherry, Heim, and Pierce

M. CAROLINE SPOTTS  
Principal Clerk of the House

## MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 420:

Conferees:

Budak and Summers

Advisors:

Walorski and Dickinson

M. CAROLINE SPOTTS  
Principal Clerk of the House

## MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the

Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 444:

Conferees:

Friend and VanHaaften

Advisors:

Koch, Torr, and Goodin

M. CAROLINE SPOTTS  
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 481:

Conferees:

Budak and Crawford

Advisors:

Frizzell and Welch

M. CAROLINE SPOTTS  
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 590:

Conferees:

Budak and C. Brown

Advisors:

T. Brown and Kersey

M. CAROLINE SPOTTS  
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 602:

Conferees:

Ayres and V. Smith

Advisor:

Torr

M. CAROLINE SPOTTS  
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 615:

Conferees:

Becker and C. Brown

Advisors:

Frizzell and Hoy

M. CAROLINE SPOTTS  
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 496:

Conferees:

Espich and E. Harris

Advisors:

Ayres, Turner, and Kersey

M. CAROLINE SPOTTS  
Principal Clerk of the House

SENATE MOTION

Madam President: I move that the Senate rescind its action whereby it adopted the Motion to Dissent on Engrossed Senate Bill 227 and that said Motion be withdrawn.

MILLER

Motion prevailed.

MOTIONS TO DISSENT  
FROM HOUSE AMENDMENTS

SENATE MOTION

Madam President: I move that the Senate do not concur with the House Amendments to Engrossed Senate Bill 382 and that a conference committee be appointed to confer with a like committee of the House.

ALTING

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Hume be added as cosponsor of House Concurrent Resolution 51.

MERRITT

Motion prevailed.

MOTIONS TO DISSENT  
FROM HOUSE AMENDMENTS

SENATE MOTION

Madam President: I move that the Senate do not concur with the House Amendments to Engrossed Senate Bill 340 and that a conference committee be appointed to confer with a like committee of the House.

LAWSON

Motion prevailed.

## SENATE MOTION

Madam President: I move that the Senate do not concur with the House Amendments to Engrossed Senate Bill 536 and that a conference committee be appointed to confer with a like committee of the House.

CLARK

Motion prevailed.

## SENATE MOTION

Madam President: I move that the Senate do not concur with the House Amendments to Engrossed Senate Bill 509 and that a conference committee be appointed to confer with a like committee of the House.

CLARK

Motion prevailed.

### REPORT OF THE PRESIDENT PRO TEMPORE

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed Senate Bill 419:

Conferees: Steele, Chair and Smith

Advisors: Mishler and Lutz

GARTON  
Date: 4/18/05  
Time: 1:36 p.m.

### REPORT OF THE PRESIDENT PRO TEMPORE

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed Senate Bill 508:

Conferees: Clark, Chair and Lewis

Advisors: Harrison and Smith

GARTON  
Date: 4/18/05  
Time: 1:50 p.m.

### PRESIDENT PRO TEMPORE'S REPORT OF ASSIGNMENT OF CONFEREES

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1525:

Conferees: M. Young and Craycraft

Advisors: Kenley and Hume

GARTON  
Date: 4/18/05  
Time: 1:47 p.m.

### MESSAGE FROM THE PRESIDENT PRO TEMPORE OF THE INDIANA STATE SENATE

Madam President and Members of the Senate: I have on April 18, 2005, signed the following Senate Enrolled Acts: 14, 63, 75, 92, 95, 96, 149, 195, 198, 230, 301, 330, and 352.

ROBERT D. GARTON  
President Pro Tempore

### MESSAGE FROM THE PRESIDENT OF THE SENATE

Members of the Senate: I have on the 18th day of April, 2005, signed Senate Enrolled Acts: 14, 63, 75, 92, 95, 96, 149, 195, 198, 230, 301, 330, and 352.

REBECCA S. SKILLMAN  
Lieutenant Governor

### MESSAGE FROM THE GOVERNOR

Madam President and Members of the Senate: On April 15, 2005, I signed the following enrolled acts into law: SEA 513, 60, 315, 88, 303, 43, 172, 212, 175, and 111.

MITCHELL E. DANIELS, JR.  
Governor

Senator Mishler, who had been excused, was present.

### MOTIONS TO CONCUR IN HOUSE AMENDMENTS

## SENATE MOTION

Madam President: I move that the Senate do concur with the House amendments to Engrossed Senate Bill 140.

PAUL

Roll Call 449: yeas 41, nays 7. Motion prevailed.

## SENATE MOTION

Madam President: I move that the Senate do concur with the House amendments to Engrossed Senate Bill 467.

MILLER

Roll Call 450: yeas 39, nays 9. Motion prevailed.

## SENATE MOTION

Madam President: I move that the Senate do concur with the House amendments to Engrossed Senate Bill 538.

GARD

Roll Call 451: yeas 48, nays 0. Motion prevailed.

### REPORTS FROM COMMITTEES

## COMMITTEE REPORT

Madam President: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedure, to which was referred Engrossed House Bill 1262 because it conflicts with House

Enrolled Act 1003-2005 without properly recognizing the existence of HEA 1003-2005, has had EHB 1262 under consideration and begs leave to report back to the Senate with the recommendation that EHB 1262 be corrected as follows:

Page 1, line 1, delete "P.L.1-2004," and insert "P.L.4-2005,".

Page 1, line 2, delete "SECTION 1, AND AS AMENDED BY P.L.23-2004, SECTION 1," and insert "SECTION 21,".

Page 1, line 3, delete "CORRECTED AND".

Page 3, between lines 17 and 18, begin a new line block indented and insert:

"(29) An emergency rule adopted by the board of the Indiana economic development corporation under IC 5-28-5-8.".

Page 3, line 18, delete "(29)" and insert "(30)".

Page 4, line 8, reset in roman "and except as provided in".

Page 4, line 9, delete "subsection (j)," and insert "subsections (j) and (k),".

Page 4, line 11, reset in roman "(a)(25), (a)(26),".

Page 4, line 12, reset in roman "or (a)(28),".

Page 4, line 13, after "period." insert "The extension period for a rule adopted under subsection (a)(29) may not exceed the period for which the original rule was in effect.".

Page 4, reset in roman lines 15 through 16.

Page 4, line 17, reset in roman "extension periods.".

Page 4, line 24, delete "(a)(29)" and insert "(a)(30)".

Page 4, reset in roman lines 30 through 31.

Page 4, between lines 31 and 32, begin a new paragraph and insert:

"(k) A rule described in subsection (a)(29) expires on the expiration date stated by the board of the Indiana economic development corporation in the rule.".

(Reference is to EHB 1262 as printed March 11, 2005.)

GARTON, Chair  
R. YOUNG, R.M.M.  
BRAY

Report adopted.

#### COMMITTEE REPORT

Madam President: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedure, to which was referred Engrossed House Bill 1080 because it conflicts with Senate Enrolled Act 12-2005 without properly recognizing the existence of SEA 12-2005, has had EHB 1080 under consideration and begs leave to report back to the Senate with the recommendation that EHB 1080 be corrected as follows:

Page 1, line 1, delete "IC 4-20.5-6-9" and insert "IC 4-20.5-6-10".

Page 1, line 3, delete "9." and insert "10.".

(Reference is to EHB 1080 as reprinted March 29, 2005.)

GARTON, Chair  
R. YOUNG, R.M.M.  
SERVER

Report adopted.

#### COMMITTEE REPORT

Madam President: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedure, to which was referred Engrossed Senate Bill 335 because it conflicts with HEA 1003-

2005 without properly recognizing the existence of HEA 1003-2005, has had Engrossed Senate Bill 335 under consideration and begs leave to report back to the Senate with the recommendation that Engrossed Senate Bill 335 be corrected as follows:

Page 4, line 37, delete "IC 5-14-3-4.5" and insert "IC 5-14-3-4.8".

Page 4, line 39, delete "Sec. 4.5." and insert "**Sec. 4.8.**".

(Reference is to ESB 335 as printed March 18, 2005.)

GARTON, Chair  
R. YOUNG, R.M.M.  
SIMPSON

Report adopted.

#### COMMITTEE REPORT

Madam President: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedure, to which was referred Engrossed House Bill 1039 because it conflicts with Senate Enrolled Act 209-2005 without properly recognizing the existence of SEA 209-2005, has had EHB 1039 under consideration and begs leave to report back to the Senate with the recommendation that EHB 1039 be corrected as follows:

Page 1, line 1, after "35-43-5-1" insert ", AS AMENDED BY SEA 209-2005, SECTION 171,".

Page 3, line 32, delete "poor".

Page 3, line 33, delete "relief, township assistance," and insert "township assistance,".

(Reference is to EHB 1039 as reprinted March 22, 2005.)

GARTON, Chair  
R. YOUNG, R.M.M.  
HEINOLD

Report adopted.

### REPORT OF THE PRESIDENT PRO TEMPORE

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed Senate Bill 307:

Conferees: M. Young, Chair and Mrvan

Advisors: Miller and Craycraft

GARTON  
Date: 4/18/05  
Time: 4:20 p.m.

### REPORT OF THE PRESIDENT PRO TEMPORE

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed Senate Bill 480:

Conferees: Landske, Chair and Breaux

Advisors: Lawson and Bowser

GARTON  
Date: 4/18/05  
Time: 4:06 p.m.



**REPORT OF THE  
PRESIDENT PRO TEMPORE**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed Senate Bill 529:

Conferees: Lawson, Chair and Breaux

GARTON  
Date: 4/18/05  
Time: 4:09 p.m.

**REPORT OF THE  
PRESIDENT PRO TEMPORE**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed Senate Bill 327:

Conferees: Kenley, Chair and Hume

GARTON  
Date: 4/18/05  
Time: 4:12 p.m.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Tuesday, April 19, 2005.

GARTON

Motion prevailed.

The Senate adjourned at 4:47 p.m.

MARY C. MENDEL  
Secretary of the Senate

REBECCA S. SKILLMAN  
President of the Senate